



PATENT / DOCKET NO.: 31181.27
CUSTOMER NO. 27683

**INVENTOR'S DECLARATION FOR
PATENT APPLICATION**

As below named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name;

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

FEMORAL INTRAMEDULLARY ROD SYSTEM

the specification of which: (check one)

_____ is attached hereto.

XX was filed on December 21, 2001
under Attorney's Docket Number 31181.27
as Application Serial No. 10/028,325
and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 CFR 1.56.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

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| <u>09/619,189</u> | <u>July 19, 2000</u> | <u>PENDING</u> |
| Application No. | Filing date | Status |

which is a divisional of and claims priority of:

| | | |
|-------------------|----------------------|---------------------------------------|
| <u>09/329,688</u> | <u>June 10, 1999</u> | <u>Granted (Patent No. 6,221,074)</u> |
| Application No. | Filing date | Status |

FULL NAME OF INVENTOR: J. Dean Cole

INVENTOR'S SIGNATURE: 

DATED: 5/14/02

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D-989254.1